

**AMENDMENT NO. 3 TO AGREEMENT
FOR CONSULTATION AND OTHER SERVICES**

This Amendment is entered into this 4th day of October, 2005, by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as "CITY") and SSA Landscape Architects, Inc., (hereafter referred to as "CONSULTANT").

RECITALS

WHEREAS, the parties entered into an Agreement for professional consulting services as authorized by the City Council on September 21, 2004, for Milpitas Sports Center Circulation; and

WHEREAS, the parties desire to amend the Agreement to allow CONSULTANT to provide additional professional engineering services, for Milpitas Sports Center Circulation project.

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained, the parties agree to amend the Agreement as follows:

1. The second paragraph in Section 1, entitled "Services" is amended by adding Exhibit "AM-3-A", entitled "Scope of Services-Compensation Schedule", which is attached hereto and incorporated by reference herein.
2. Section 2, entitled "Compensation" is amended to add Exhibit "AM-3-A", entitled "Scope of Services-Compensation Schedule", which are attached hereto and incorporated by reference herein. Section 2 is further amended by adding the following to the end of the Section:

The compensation for the services set forth in Exhibit "AM-3-A" is a "not to exceed" amount. The total maximum amount of compensation to be paid for work described in Exhibit "AM-3-A" shall be \$29,050.00.

3. The Consultant agrees to maintain and pay for all insurance policies as stated in Section 4, entitled "Insurance Requirements" of the Agreement dated September 21, 2004, between SSA Landscape Architect, Inc. and the City of Milpitas. The Consultant shall provide the City with renewal certificates of the current policies upon the expiration of the current policy.

4. All other provisions of the Agreement shall remain in full force and effect.
This Amendment is executed as of the date written above.

APPROVED BY:

CITY OF MILPITAS

CONSULTANT

City Engineer as to content

Steven Sutherland, ASLA
SSA Landscape Architect, Inc.

City Manager

City Attorney as to Form

ATTESTED BY:

City Clerk